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8	Attorneys for Plaintiff FACEBOOK, INC.				
9	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION				
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12	STICTION	See Bivision			
13	EACEDOOK INC	Case No. 5:00 ov 05700 IW			
14	FACEBOOK, INC.,	Case No. 5:08-cv-05780 JW			
15	Plaintiff,	DECLARATION OF THERESA A. SUTTON IN SUPPORT OF			
16	V.	FACEBOOK, INC.'S MOTION TO COMPEL DEFENDANTS TO			
17	POWER VENTURES, INC. a Cayman Island Corporation; STEVE VACHANI, an	PERFORM THOROUGH SEARCH FOR RESPONSIVE DOCUMENTS			
18	individual; DOE 1, d/b/a POWER.COM, DOES 2-25, inclusive,	AND FOR PRODUCTION THEREOF			
	,	Judge: Hon. James Ware			
19	Defendants.	Courtroom: 8, 4th Floor			
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of record to Facebook, Inc. in the above-captioned matter. I make this declaration based on my

personal knowledge, unless otherwise noted. If called, I can and will testify competently to the

Attached hereto as **Exhibit A** is a true and correct copy of an e-mail from

I am an attorney with the law firm of Orrick, Herrington & Sutcliffe, LLP, counsel

I, Theresa A. Sutton, hereby declare as follows:

Steve Vachani to Joseph Cutler dated December 12, 2008.

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matters set forth herein.

8	3.	Attached hereto as Exhibit B is a true and correct copy	of an e-mail from
9	Joseph Cutler to Steve Vachani and Felipe Herrera dated December 15, 2008.		
10	4.	Attached hereto as Exhibit C is a true and correct copy	y of an e-mail from
11	Steve Vachani to Joseph Cutler dated December 17, 2008.		
12	5.	Attached hereto as Exhibit D is a true and correct copy	y of an e-mail chain between
13	Steve Vachani to Joseph Cutler dated December 4 and 5, 2008.		
14	6.	Attached hereto as Exhibit E is a true and correct copy	of relevant excerpts from
15	the July 20,	2011, deposition transcript of Defendant Steve Vachani.	[DESIGNATED HIGHLY
16	CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER – LODGED UNDER SEAL]		
17	7.	Attached hereto as Exhibit F is a true and correct copy	of NYTimes.com article.
18	dated Decen	nber 1, 2008, titled "Power.com: A One-Stop Shop for So	cial Networkers."
19	8.	Attached hereto as Exhibit G is a true and correct copy	y of Facebook's First Set of
20	Requests for Production to Defendant Power Ventures, Inc., served on October 22, 2010.		
21	9.	Attached hereto as Exhibit H is a true and correct copy	y of Power Ventures, Inc.'s
22	Responses to Facebook's First Set of Requests for Production, dated December 15, 2010.		
23	10.	Attached hereto as Exhibit I is a true and correct copy	of Facebook's First Set of
24	Interrogatories to Power Ventures, Inc., served on October 22, 2010.		
25	11.	Attached hereto as Exhibit J is a true and correct copy	of Power Ventures, Inc.'s
26	Responses to Facebook's First Set of Interrogatories dated December 15, 2010.		
27	12.	Attached hereto as Exhibit K is a true and correct copy	y of Facebook's Second Set
28	of Requests for Production of Documents to Power Ventures, Inc. served on June 3, 2011.		
		- 1 -	SUTTON DECLARATION IN SUPPORT OF MOTION TO COMPEL 5:08-CV-05780 JW

1	13. Attached hereto as Exhibit L is a true and correct copy of Power Ventures, Inc.'s		
2	Responses to Facebook's Second Set of Requests for Production served on July 5, 2011.		
3	14. Attached hereto as Exhibit M is a true and correct copy of Facebook's First set of		
4	Requests for Production to Steve Vachani served on June 2, 2011.		
5	15. Attached hereto as Exhibit N is a true and correct copy of Steve Vachani's		
6	Responses to Facebook's Second Set of Requests for Production served on July 5, 2011.		
7	16. Attached hereto as Exhibit O is a true and correct copy of the May 31, 2011 letter		
8	from L. Timothy Fisher to Morvarid Metanat.		
9	17. Attached hereto as Exhibit P is a true and correct copy of Judge Seeborg's Order		
10	Granting Motion to Compel Supplemental Interrogatory Responses and Setting Case		
11	Management Conference in Facebook, Inc. v. ConnectU LLC., et al., Case No. C 07-01389 RS		
12	entered on December 12, 2007.		
13	I declare under penalty of perjury that the foregoing is true and correct to the best of my		
14	knowledge. Executed this 22nd day of August 2011 at Menlo Park California.		
15	/a/ Thomas A. Sutton /a/		
16	/s/ Theresa A. Sutton /s/ Theresa A. Sutton		
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